

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents,
Attn: Box Missing Parts, Washington, D.C. 20231,
on

PATENT

July 24, 1998

TOWNSEND and TOWNSEND and CREW LLP

By _____

Mary Green

Attorney Docket No. 02307E-071420US
UC Case No. 98-197-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|----------------------------------|---|-----------------------------------|
| In re application of: |) | |
| |) | |
| Demetrios Papahadjopoulos et al. |) | Examiner: Unassigned |
| |) | |
| Serial No.: 09/076,618 |) | Art Unit: 1634 |
| |) | |
| Filed: 5/12/98 |) | TRANSMITTAL LETTER - RESPONSE |
| |) | <u>TO NOTICE OF MISSING PARTS</u> |
| For: METHODS OF FORMING |) | |
| PROTEIN-LINKED LIPIDIC |) | |
| MICROPARTICLES, AND |) | |
| COMPOSITIONS THEREOF |) | |
| |) | |

Attn: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to the Notice to File Missing Parts of Application - Filing Date Granted dated June 1, 1998, enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration
- 2) Power of Attorney by Assignee and Exclusion of Inventor(s) under 37 CFR § 3.71
- 3) Verified Statement Claiming Small Entity Status
- 4) Certificate under 37 C.F.R. §3.73(b) with copy of Assignment
(copy of Assignment not for recordation--original assignment has been sent for recordation to Box Assignments concurrently); and
- 5) Copy of Notice of Missing Parts

Demetrios Papahadjopoulos et al.

Serial No.: 09/076,618

Page 2

PATENT

Please charge Deposit Account No. 20-1430 for the following fees:

(a) Filing Fee (§ 1.16(a))(Small Entity) \$ 395.00

(b) Excess Claims Fees (§ 1.16(b), (c)):

80 - 20 = 60 x 11.00 = 660.00

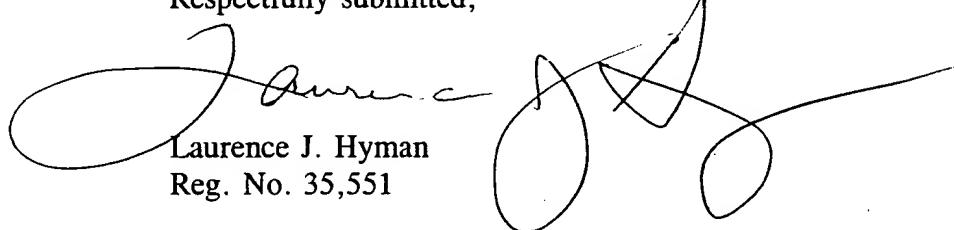
9 - 3 = 6 x 41.00 = 246.00

(c) Missing Parts Surcharge (§1.16(e)) 65.00

TOTAL FEES TO BE CHARGED \$1,366.00

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment to Deposit Account No. 20-1430 for this paper and during the prosecution of this application. This Transmittal Letter is submitted in triplicate.

Respectfully submitted,



Laurence J. Hyman
Reg. No. 35,551

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, 8th Floor

San Francisco, California 94111-3834

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LJH:meg

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02307E-07142042
UNITED STATES DEPARTMENT OF COMMERCE,
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

LJH

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
|--------------------|---------------------|-----------------------|---------------------------|

09/076,618 05/12/98 PAPAHADJOPoulos

D 02307E-07142

020350 0252/0601
TOWNSEND AND TOWNSEND AND CREW
TWO EMBARCADERO CENTER EIGHTH FLOOR
SAN FRANCISCO CA 94111

NOT ASSIGNED

1634

DATE MAILED:

06/01/98

Response Due 8/1/98 mda

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
 small entity (statement filed) non-small entity is \$ 273.2.

1. The statutory basic filing fee is:

- missing.
 insufficient.

Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ 181.2, including any multiple dependent claim fees, are required.

\$ 49.2 for 6 independent claims over 3.

\$ 132.0 for 60 dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unexecuted.
 does not cover the newly submitted items.
 does not identify the application to which it applies.
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER: _____

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Priority
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

FORM PTO-1533 (REV.9-97)

FILING RECEIPT



02307E-0714204
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

LSH

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTORNEY DOCKET NO. | DRWGS | TOT CL | IND CL |
|--------------------|-------------|--------------|---------------|---------------------|-------|--------|--------|
| 09/076,618 | 05/12/98 | 1634 | \$0.00 | 02307E-07142 | 5 | 80 | 9 |

020350

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TWO EMBARCADERO CENTER EIGHTH FLOOR
SAN FRANCISCO CA 94111

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

DEMETRIOS PAPAHADJOPoulos, SAN FRANCISCO, CA; KEELUNG HONG, SAN FRANCISCO, CA; WEIWEN ZHENG, SAN FRANCISCO, CA; DMITRI B. KIRPOTIN, SAN FRANCISCO, CA.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A CIP OF 08/967,791 11/10/97
PROVISIONAL APPLICATION NO. 60/030,578 11/12/96

FOREIGN FILING LICENSE GRANTED 05/29/98

TITLE

METHODS OF FORMING PROTEIN-LINKED LIPIDIC MICROPARTICLES, AND COMPOSITIONS THEREOF

PRELIMINARY CLASS: 435

98 JUN -4 AM 8:04
RECEIVED

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& CREW
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